

# FISCAL NOTE

**Bill #:** HB0282

**Title:** Crime of vehicular homicide

**Primary Sponsor:** Younkin, C

**Status:** As Introduced

Sponsor signature	Date	Chuck Swysgood, Budget Director	Date
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## Fiscal Summary

	<b><u>FY 2004 Difference</u></b>	<b><u>FY 2005 Difference</u></b>
<b>Expenditures:</b>		
General Fund	\$0	\$0
<b>Revenue:</b>		
General Fund	\$0	\$0
<b>Net Impact on General Fund Balance:</b>	\$0	\$0

- |   |  |
|---|--|
| <input type="checkbox"/> Significant Local Gov. Impact    | <input type="checkbox"/> Technical Concerns            |
| <input type="checkbox"/> Included in the Executive Budget | <input type="checkbox"/> Significant Long-Term Impacts |
| <input type="checkbox"/> Dedicated Revenue Form Attached  | <input type="checkbox"/> Needs to be included in HB 2  |

## Fiscal Analysis

### ASSUMPTIONS:

#### **Department of Justice**

##### Montana Highway Patrol

1. This bill will have no fiscal impact on the MHP.
2. The MHP is already arresting and processing these individuals under other current statutes. This bill clarifies and provides a clear mechanism for handling these cases so the MHP does not have to rely on other laws to arrest.

##### Motor Vehicle Division

3. The driver control action processes resulting from conviction of vehicular homicide will remain similar to current policies and procedures for the felony use of a motor vehicle. It is anticipated that the number of convictions for vehicular homicide will result in a limited workload increase that would be absorbed by the division.

#### **Judiciary**

4. This bill could increase District Court caseloads but the Judicial Branch is unable to estimate the fiscal impact. It is likely that the impact will not be significant enough to require additional staffing but that more cases may have to be scheduled in already full court dockets throughout the state.
5. This bill could affect revenue received to the general fund due to fines imposed. The Judicial Branch is unable to estimate this impact.

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(continued)

**Department of Corrections**

6. The DOC has no method for estimating the number of new felony convictions generated by the bill. The bill creates a special type of offense that is currently charged under negligent homicide and could add a few additional offenders to the department.
7. The DOC has no data allowing prediction of judicial sentencing patterns which would result from a conviction under this bill.
8. General fund cost for incarceration of a male inmate is approximately \$18,500 per year in a contract bed and the cost of incarceration of a female inmate is approximately \$23,700 per year in a contract bed. Costs would be slightly lower if convicted felons were placed in pre-release centers and would be approximately \$1,350 per year if placed only on probation.